



Patent
Attorney's Docket No. 004973-078

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of)
Fiddes et al.) Group Art Unit: 1647
Application No.: 09/902,460) Examiner: Saoud, Christine J.
Filed: July 9, 2001) Confirmation No.: 7479
For: RECOMBINANT FIBROBLAST GROWTH)
FACTORS)

11/a
J.P.
10/23/02

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OCT 16 2002

SUBMISSION OF SEQUENCE LISTING

TECH CENTER 1600/2900

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the Office Communication mailed September 12, 2002, for the above-captioned application, Applicants submit herewith a paper copy of the Sequence Listing for incorporation into the specification of this application. The Communication set a one (1) month period to reply. This response is being submitted by the present due date of October 15, 2002 (October 12-14 being a Saturday, a Sunday, and a Federal Holiday, respectively).

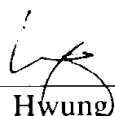
Applicants also request hereby transfer of the computer readable form (CRF) from the parent application, U.S. Application Serial No. 09/098,628, filed June 16, 1998, now U.S. Patent No. 6,294,359. In accordance with 37 C.F.R. §1.821(e), please use the only CRF filed in that application as the computer readable form for the instant application. It is understood that the USPTO will make the necessary change in application number and filing date for the instant application.

Pursuant to 37 C.F.R. §1.821(f), the undersigned hereby states that the information recorded in the aforementioned CRF is identical to the written Sequence Listing contained in the paper copy submitted herewith, and that the submission does not include any new matter.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

By: _____


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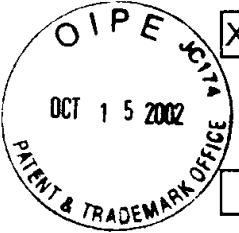
P.O. Box 1404
Alexandria, Virginia 22313-1404

Date: October 14, 2002

NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

Applicant must file the items indicated below within the time period set the Office action to which the Notice is attached to avoid abandonment under 35 U.S.C. § 133 (extensions of time may be obtained under the provisions of 37 CFR 1.136(a)).

The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 C.F.R. 1.821 - 1.825 for the following reason(s):



- ☒ 1. This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998).
- ☐ 2. This application does not contain, as a separate part of the disclosure on paper copy, a "Sequence Listing" as required by 37 C.F.R. 1.821(c).
- ☐ 3. A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e).
- ☐ 4. A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing."
- ☐ 5. The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A Substitute computer readable form must be submitted as required by 37 C.F.R. 1.825(d).
- ☐ 6. The paper copy of the "Sequence Listing" is not the same as the computer readable form of the "Sequence Listing" as required by 37 C.F.R. 1.821(e).
- ☒ 7. Other: Specification fails to comply with the sequence rules as the sequence are not identified by a SEQ ID NO. See MPEP 2422 and 37 CFR 1.821(d).

Applicant Must Provide:

- ☐ An initial or substitute computer readable form (CRF) copy of the "Sequence Listing".
- ☐ An initial or substitute paper copy of the "Sequence Listing", as well as an amendment directing its entry into the specification.
- ☐ A statement that the content of the paper and computer readable copies are the same and, where applicable, include no new matter, as required by 37 C.F.R. 1.821(e) or 1.821(f) or 1.821(g) or 1.825(b) or 1.825(d).

For questions regarding compliance to these requirements, please contact:

For Rules Interpretation, call (703) 308-4216

For CRF Submission Help, call (703) 308-4212

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